

Message Text

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67

ACTION L-03

INFO OCT-01 EA-11 ISO-00 SCA-01 JUSE-00 VO-03 RSC-01 DRC-01

/021 W

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R 010235Z APR 74

FM AMEMBASSY CANBERRA

TO SECSTATE WASHDC 2900

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FOR L/M/SCA

E.O. 11652: N/A

TAGS: CGEN, AS, US, BR

SUBJECT: REQUEST FOR TEXT OF U.S. - BRAZILIAN EXTRADITION TREATY

1. ON MAR 29, GEOFF HALLIDAY, AUSTRALIAN ATTORNEY GENERAL'S DEPARTMENT, TELEPHONED EMBOFF TO ASK WHETHER TEXT OF U.S.-BRAZILIAN EXTRADITION TREATY COULD BE MADE AVAILABLE TO AUSTRALIAN ATTORNEY GENERAL'S DEPARTMENT. HALLIDAY NOTED ATTORNEY GENERAL'S DEPARTMENT WAS AWARE THAT SUCH TEXT EXISTED FROM LETTER ADDRESSED TO F.J. MAHONY, APRIL, 1972, FROM F. ROWAN GAITHER OF STATE DEPARTMENT LEGAL ADVISOR'S OFFICE, IN WHICH U.S. NEGOTIATIONS WITH BRAZIL FOR THIS TREATY WERE MENTIONED. HALLIDAY NOTED HE WAS NOT AWARE WHETHER THIS AGREEMENT HAD BEEN CONCLUDED OR NOT BUT HE EXPRESSED AN URGENT NEED FOR IT.

2. IF THE AGREEMENT HAS NOT YET BEEN CONCLUDED, HALLIDAY SAID THAT AUSTRALIAN ATTORNEY GENERAL'S DEPARTMENT REPRESENTATIVES WOULD MAKE VERY CAREFUL USE OF IT AND, OF COURSE, PROTECT WHATEVER CLASSIFICATION IT BEARS. THE PRIMARY NEED FOR THIS TEXT IS THE POSSIBILITY THAT AUSTRALIA WILL ATTEMPT TO NEGOTIATE A QUICK EXTRADITION TREATY WITH BRAZIL IN ORDER TO BE ABLE TO REQUEST BRAZILIAN EXTRADITION OF GORDON BARTON, AN AUSTRALIAN CITIZEN RESIDING IN BRAZIL WHO IS UNDER INVESTIGATION IN AUSTRALIA FOR ABSCONDING WITH A LARGE AMOUNT OF COMPANY FUNDS. HALLIDAY IS PARTICULARLY INTERESTED IN KNOWING WHETHER THE U.S.

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TEXT CONTAINS A RECIPROCAL PROVISION LIKE THE BRAZILIAN AGREEMENT

WITH THE UNITED KINGDOM, WHICH ACCORDING TO HOLLIDAY STATES THAT EACH GOVERNMENT WOULD BE ABLE TO CLAIM A RECIPROCAL EXTRADITION OF ONE OF ITS NATIONALS FROM THE OTHERS' JURISDICTION.

3. IF DEPARTMENT IS ABLE TO MAKE THIS TEXT AVAILABLE TO GOA, PLEASE INFORM. HALLIDAY AGREED THAT IT WOULD BE WELL TO RECEIVE TEXT TELEGRAPHICALLY. IF DEPARTMENT IS UNABLE TO SEND TEXT TO EMBASSY BY TELEGRAM, HALLIDAY HAS AGREED THAT IT COULD BE TRANSMITTED THROUGH AUSTRALIAN EMBASSY WASHINGTON. IN MEANTIME, HALLIDAY IS INFORMING AUSTRALIAN EMBASSY OF HIS REQUEST TO US AND ASKING FOR THEIR ASSISTANCE IN TRANSMITTING TEXT IF AVAILABLE.

4. HALLIDAY NOTED THAT STATUTE OF LIMITATIONS ON BARTON WAS RUNNING OUT AND THAT PROMPT ACTION ON THIS REQUEST WOULD BE VERY MUCH APPRECIATED.

GREEN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 01 APR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974CANBER01909
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740071-0352
From: CANBERRA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740478/aaaactuc.tel
Line Count: 77
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 08 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08 JUL 2002 by kelleyw0>; APPROVED <31 JUL 2002 by morefirh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: REQUEST FOR TEXT OF U.S. - BRAZILIAN EXTRADITION TREATY
TAGS: CGEN, AS, US, BR
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005